

Criminal History Records Working Group Meeting

Date of Meeting: January 17, 2013

Attendees: Chairman Major James Eickhoff, Wyandotte County Sheriff's Office
Arlene Frederiksen, Salina Police Department
Dave Dunstan, Saline County Sheriff's Office
Kelly McPherron, KBI General Counsel
Sheri Sharp, KBI – Criminal History Records Trainer
Leslie Moore, KBI – Information Services Division Director

Phone Attendees

Amy Spitler, Hutchinson Municipal Court
Jerry Bauer, KDOC
Melanie Waters, OJA
Sheila Wacker, Johnson County Sheriff's Office
David Matingly, Sedgwick County Sheriff's Office
Karen Powell, County Counselors

The meeting began at 1:45pm.

Prior meeting notes

Dave Dunstan requested an update to reflect his agency as the Saline County Sheriff's Office instead of the Salina PD on the meeting minutes. In anticipation of the requested fix, notes from July meeting were approved.

Updates from prior meeting

Major James Eickhoff had an update regarding the organizations that continuing to scrub information from jail calendars to post on websites or free magazines. The Wyandotte County website has been locked down so a person can only get one photo at a time. Any organizations/websites asking for mass information is now being blocked.

Notice to Appear

Arlene Frederiksen said if an officer gives a notice to appear (NTA) they need a transaction number on the arrest report. They are having an issue with their jurisdiction because when they pull a blank KDR for the transaction number and give the KDR to the court they don't use it. Once the individual is convicted the court sends them to the jail to be fingerprinted for the NTA and they are assigned a new transaction number for the fingerprints. The court does not give the jail the original transaction number to enter as an alternate transaction number. Amy Spitler said they are not having this problem because her court fingerprints the individuals themselves. I told Arlene it sounded like a training issue. Sheri Sharp was assigned to set up training for the Salina Municipal Court.

Training

Major James Eickhoff asked who to contact at the KBI to request training for dispositions. I told him Sheri Sharp was the contact person. Major Eickhoff said many are being returned from the District Attorney's office to the Sheriff's Office and they don't know why. Sheri said she will set up a meeting to find out what is happening. Sheri also informed Major Eickhoff that she has been working with the Kansas City Municipal Court because they are very behind on submitting dispositions.

RAPID Update

Leslie Moore explained that there had been several meetings with the vendor to capture information about dispositions, a new search portal for DUI offenders, and subscription notification. The first part of the project will be electronic disposition reporting. Leslie explained that there will be two ways to submit a disposition – a web service that can be built to automatically retrieve information from a prosecutor or court or a data entry form that looks similar to the disposition form. The KBI has been working with the vendor, OJA and local agencies to determine validation rules and additional fields. A product will be available to the prosecutors and courts in the 3rd quarter of 2013 so those agencies can begin programming for their agencies.

Leslie explained that the KBI is submitting legislation to update the statutes that require electronic disposition reporting to begin on July 1, 2013 to push it back to July 1, 2014. The legislation will also include an update for district courts to electronically submit dispositions. It currently only states they must submit filings. There will also be an update to the municipal court statute to allow all criminal offenses to be reported to the central repository instead of only class A and B misdemeanors. This will bring the municipal courts in line with the requirements of the district courts.

APRISS

Sedgwick County was contacted by APRISS to create an application to notify victims when an offender has been released from jail. At this time those types of records are considered criminal history so it would be against the law for Sedgwick County to release this information. It was suggested to update KSA 22-4701 to exempt the information regarding the release of defendants from confinement by the department of corrections or a jail. The group voted to endorse the statute update.

Establishment of Mission and By-Laws

Leslie Moore amended the Mission and By-laws from the Offender Registration working group (ORWG) and passed out copies. Major James Eickhoff asked everyone to review the changes and come back to the next meeting for discussion.

Expungements

It was asked how the KBI handles the release of expunged records. Leslie Moore explained that the expungement statute shows who is allowed to have access to expunged records. Leslie explained that the KBI releases expunged records to criminal justice agencies, but not to the public unless the expungement statute allows for the release of those records.

KCJIS Conference

Leslie Moore explained that the next KCJIS Conference will be in a different format this year. The format will be more whole group setting rather than multiple class settings.

The next meeting will be April 18 at 1:30pm at KBI Headquarters.

If you have any ideas for agenda items for the next meeting please email James Eickhoff at JEickhoff@wycosheriff.org.

The meeting ended at 2:30pm.

Assignments:

Sheri Sharp: Set up training with Salina Municipal Court to discuss transaction numbers.
Set up meeting with Wyandotte County District Attorney's Office regarding returning dispositions to the sheriff's office.